

05/22/2003

1765147 - R8 SDMS



Sheldon Muller

05/22/03 11:38 AM

To: rmunson@chorneyassoc.com

cc:

Subject: Rico - Consent for Access for Sampling During the Week of May 25, 2003

Rich:

Attached is the Consent for Access form that we discussed on the phone today. If the document appears in order, please print it and have your client sign and date it. If you have any questions or concerns, please call me.

EPA plans on surveying the areas to be sampled on May 27, 2003 and then conducting the actual sampling on May 28-29, 2003. To provide for contingencies, the Consent for Access form authorizes access through May 31, 2003.

If your client is unable to sign the Consent for Access form prior to May 27, 2003, I would appreciate a phone call providing verbal approval to be followed by written approval through your client's signature on the attached form.

I will be in the office tomorrow, Friday, May 23, 2003, but will not be in on Monday, May 26, 2003. However, in the event I do not hear from you by close of business tomorrow, I will check my voice mail on Monday.

Thank you for your assistance.

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AccessWebster5-03.wp

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CONSENT FOR ACCESS TO PROPERTY

Name of Individual With Legal Authority to Grant Access:

Janice Graham
Independent Executor of the Estate of Wayne Webster
1171 3450 Drive
Hotchkiss, CO 81419-9788

Property Subject to Consent for Access:

The property subject to this Consent for Access ("Property") is now owned by the estate of Wayne Webster and located in or near Rico, Colorado and consists of real property in the vicinity of the St. Louis Tunnel (including the nearby settling ponds), the Blaine Tunnel, the Rico-Argentine mill, and the Argentine Tailings. The Property includes the following claims:

<u>Claim</u>	<u>Mineral Survey No.</u>
Martha	20619
Homestake and Little Cora Consolidated Placers	410
James G. Blaine	15233
Eby	7066
Royal Tiger	1190
Last Chance	20567
Eclipse	7289
Missouri	7898

I consent to officers, employees, and authorized representatives of the United States Environmental Protection Agency (EPA) entering and having continued access to the Property from May 27, 2003 through May 31, 2003 for the following purposes:

1. Conducting field inspections and investigations;
2. Taking samples of air, soil/sediments, water and materials stored or disposed of on or adjacent to the Property; and
3. Taking samples of any solids or liquids stored or disposed of on or adjacent to the Property;

I realize that these actions are undertaken pursuant to EPA's response and enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA or Superfund), 42 U.S.C. § 9601 et seq.

I certify that I am legally authorized to grant the above-described access on behalf of the estate of Wayne Webster.

Janice Graham

Date